



BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

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TECH. CENTER 1600/2900

Re the application of: Robert W. Finberg *et al.*

Serial No.: 09/486,970

Filed: May 23, 2000

For: "The Use of Agents Which Bind G Proteins  
for Treating Septic Shock"

Attorney Docket No.: DFN-025US

Group Art Unit: 1653

Examiner: Jeffrey E. Russel

COPY OF PAPERS  
ORIGINALLY FILED

Commissioner for Patents  
Box AF  
Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated January 28, 2002 of the Primary Examiner finally rejecting claims 1-7, 9 and 10.

The Commissioner is hereby authorized to charge the appeal fee of \$160.00 based on small entity status to our Deposit Account No. 12-0080. If for any reason the fee is insufficient, please also charge the balance to our Deposit Account. *For this purpose, a duplicate of this sheet is enclosed.*

**Certificate of First Class Mailing (37 CFR 1.8(a))**

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box AF, Washington, DC 20231 on:

July 29, 2002

Date

DeAnn F. Smith, Esq. Reg. No.: 36,683

Respectfully submitted,

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TECH CENTER 1600/2900

July 29, 2002

Commissioner for Patents  
Box AF  
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/486,970  
Title: *"The Use of Agents Which Bind G Proteins  
for Treating Septic Shock"*  
Inventors: Robert W. Finberg *et al.*  
Filing Date: May 23, 2000  
Attorney Docket No. DFN-025US

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences (1 page);
2. Request for Three-Month Extension of Time (1 page, in duplicate); and
3. Pre-paid acknowledgment postcard.

The Commissioner is authorized to charge any necessary fees or credit any overpayments during the pendency of this application to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. *For this purpose, a duplicate of this sheet is enclosed.*

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